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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

BRIAN DAUM,

Defendant.

No. CR 09-0559 WHA

NOTICE OF DISMISSAL OF COUNTS I
AND III IN LIGHT OF GUILTY PLEA TO
COUNT II

With leave of the Court, in light of the defendant's plea of Guilty to Count II of the above-captioned indictment, and pursuant to Paragraph 13 of the Plea Agreement entered into by the parties, the United States Attorney for the Northern District of California dismisses Counts I and III of the above-captioned Indictment with prejudice.

DATED: 1-21-10

Respectfully submitted,

JOSEPH P. RUSSONIELLO
United States Attorney

BRIAN J. STRETCH
Chief, Criminal Division

NOTICE OF DISMISSAL (CR 09-0559 WHA)

1 Leave is granted to the government to dismiss Counts I and III of the above-captioned
2 indictment. Accordingly, Counts I and III are hereby DISMISSED.

3
4 Date: February 1, 2010.

